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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Chung-Ting Tseng
Filed : 04/20/2004
Examiner : Timothy F. Simone
Title : Hot dog frying pan

Application No.: 10/827,211
Art Unit: 1761

MAIL STOP NON-FEE

Honorable Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
ATT: Timothy F. Simone (Art Unit: 1761)

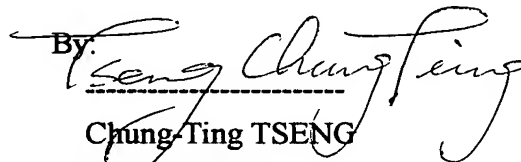
WITHDRAW THE HOLDING OF ABANDONMENT

Dear Sirs,

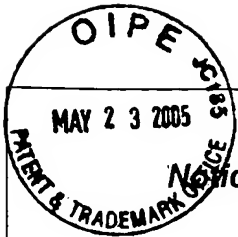
I acknowledge receipt of your notice dated 05/02/2005, but I am astonished at the content of it which informed us our above application was abandoned because of our failure to timely file a proper reply to the Office letter mailed on 23 July, 2004. We have to make ourselves very clearly that we have not failed to timely file a reply to the Office because we have not received the notice dated 23 July, 2004. Please withdraw the holding of abandonment and tell us what process we can do right now to compensate the mistake.

Thanks for your prompt attention and look forward to hearing from you soon.

Respectfully submitted,

By: 
Chung-Ting TSENG
May 16, 2005

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Notice of Abandonment

Application No.

10/827,211

Examiner

Timothy F. Simone

Applicant(s)

TSENG, CHUNG-TING

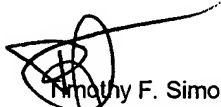
Art Unit

1761

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

This application is abandoned in view of:

1. ☒ Applicant's failure to timely file a proper reply to the Office letter mailed on 23 July 2004.
 - (a) ☐ A reply was received on _____ (with a Certificate of Mailing or Transmission dated _____), which is after the expiration of the period for reply (including a total extension of time of _____ month(s)) which expired on _____.
 - (b) ☐ A proposed reply was received on _____, but it does not constitute a proper reply under 37 CFR 1.113 (a) to the final rejection.
(A proper reply under 37 CFR 1.113 to a final rejection consists only of: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114).
 - (c) ☐ A reply was received on _____ but it does not constitute a proper reply, or a bona fide attempt at a proper reply, to the non-final rejection. See 37 CFR 1.85(a) and 1.111. (See explanation in box 7 below).
 - (d) ☒ No reply has been received.
2. ☐ Applicant's failure to timely pay the required issue fee and publication fee, if applicable, within the statutory period of three months from the mailing date of the Notice of Allowance (PTOL-85).
 - (a) ☐ The issue fee and publication fee, if applicable, was received on _____ (with a Certificate of Mailing or Transmission dated _____), which is after the expiration of the statutory period for payment of the issue fee (and publication fee) set in the Notice of Allowance (PTOL-85).
 - (b) ☐ The submitted fee of \$_____ is insufficient. A balance of \$_____ is due.
The issue fee required by 37 CFR 1.18 is \$_____. The publication fee, if required by 37 CFR 1.18(d), is \$_____.
 - (c) ☐ The issue fee and publication fee, if applicable, has not been received.
3. ☐ Applicant's failure to timely file corrected drawings as required by, and within the three-month period set in, the Notice of Allowability (PTO-37).
 - (a) ☐ Proposed corrected drawings were received on _____ (with a Certificate of Mailing or Transmission dated _____), which is after the expiration of the period for reply.
 - (b) ☐ No corrected drawings have been received.
4. ☐ The letter of express abandonment which is signed by the attorney or agent of record, the assignee of the entire interest, or all of the applicants.
5. ☐ The letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.34(a)) upon the filing of a continuing application.
6. ☐ The decision by the Board of Patent Appeals and Interference rendered on _____ and because the period for seeking court review of the decision has expired and there are no allowed claims.
7. ☐ The reason(s) below:


Timothy F. Simone
Primary Examiner
Art Unit: 1761

Petitions to revive under 37 CFR 1.137(a) or (b), or requests to withdraw the holding of abandonment under 37 CFR 1.181, should be promptly filed to minimize any negative effects on patent term.



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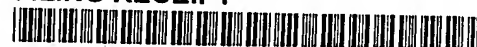
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APPL NO.	FILING OR 371 (c) DATE	ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLMS	IND CLMS
10/827,211	04/20/2004	1761	385		4	3	1

CHUNG-TING TSENG
 5 FL.
 755 MIN TZU E. ROAD
 TAIPEI,
 TAIWAN

CONFIRMATION NO. 2915

FILING RECEIPT



OC000000013092670

Date Mailed: 06/28/2004

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Chung-Ting Tseng, Taipei, TAIWAN;

Domestic Priority data as claimed by applicant

Foreign Applications

If Required, Foreign Filing License Granted: 06/28/2004

Projected Publication Date: 10/20/2005

Non-Publication Request: No

Early Publication Request: No

** SMALL ENTITY **

Title

Hot dog frying pan

Preliminary Class

099